IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE SIDE

WRIT PETITION NO.4490 OF 2004

Ganga G. Siddheshwar ... Petitioner

V/s.

Director General of Naval Project & Ors. ... Respondents

Mr.R.S. Datar for Petitioner

CORAM: **V.G. PALSHIKAR & SMT.NISHITA MHATRE, JJ.**

DATED: **JANUARY 17, 2005**

P.C.:

. By this Petition, the Petitioner questions the order passed by the Central Administrative Tribunal rejecting the Original Application of the Petitioner basically on the ground that it was grossly delayed. The delay is sought to be explained on a specious submission that the Petitioner was not aware of the Circular by which the 4th Pay Commission implementation was made applicable to the case of the Petitioner.

2. Apart from everything else, it is unbelievable that a government servant does not know of something called 4th Pay Commission. Even a class IV servant with no reading knowledge was well aware of the application of this 4th Pay Commission. Hundreds of Petitions have

been filed for seeking application of the 4th Pay Commission benefits in different High Courts. In such a situation, the delay of 12 years cannot be excused as something which can be called tolerable. Hence, there is no error in the order of the Tribunal rejecting the Original Application on this ground. Writ Petition dismissed.